

1  
2  
3  
4  
5  
6 UNITED STATES DISTRICT COURT

7 DISTRICT OF NEVADA

8  
9 UNITED STATES OF AMERICA, Plaintiff, \* \* \* Case No. 2:17-cr-00193-LRH-CWH  
10 v. ORDER  
11  
12 DONALD S. TOOMER,  
13 Defendant.  
14

15 Before this Court is the Order of U.S. Magistrate Judge C. W. Hoffmann, Jr. (ECF  
16 No. 59) entered on August 6, 2018, recommending denying defendant's Motion for a Bill  
17 of Particulars (ECF No. 28) entered on February 5, 2018. On August 21, 2018,  
18 defendant filed his sealed Objections to Magistrate Judge Hoffman's Order Denying Mr.  
19 Toomer's Request for a Bill of Particulars (ECF No. 63) and on September 26, 2018, the  
20 government filed its sealed Response in Opposition to Defendant Toomer's Objections  
21 to Magistrate Judge Hoffman's Order Denying Mr. Toomer's Request for a Bill of  
22 Particulars (ECF No. 69).

23 The action was referred to the Magistrate Judge pursuant to 28 U.S.C.  
24 § 636(b)(1)(A) and Local Rule IB 1-3 of the Rules of Practice of the United States  
25 District Court for the District of Nevada.

26 The Court has considered defendant's objections, the response of the  
27 government, and the pleadings and memoranda of the parties and other relevant  
28 matters of record pursuant to 28 U.S.C. § 636(b)(1)(A) and Local Rule IB 3-1. The Court

1 finds that the Magistrate Judge's ruling is neither clearly erroneous nor contrary to law,  
2 and determines that the Magistrate Judge's Order (ECF No. 59) entered on August 6,  
3 2018, with regard to this issue should be adopted and accepted.

4 IT IS THEREFORE ORDERED that the Magistrate Judge's Order (ECF No. 59)  
5 entered on August 6, 2018, with regard to a Bill of Particulars is adopted and accepted,  
6 and defendant's Motion for a Bill of Particulars (ECF No. 28) is DENIED.

7 The court finds no need for an oral argument on this motion and, therefore, IT IS  
8 FURTHER ORDERED that defendant's request for oral argument is DENIED.

9  
10 IT IS SO ORDERED.

11 DATED this 16th day of November, 2018.

12  
13   
14 LARRY R. HICKS  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

UNITED STATES DISTRICT JUDGE